IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.347 OF 2006
IN
CIVIL APPLICATION NO.15 OF 2006
IN
CIVIL APPLICATION NO.1352 OF 2005
IN
APPEAL FROM ORDER NO.923 OF 2005

Ghanshyamdas Maniklal Ladha. ..Applicant.

V/s.

Vankatesha R. Kalburgi. ..Respondent.

Mr.V.R.Shetty for applicant.

CORAM: A.M.KHANWILKAR,J

DATE : JUNE 30, 2006.

P.C. :

1. Heard counsel for the applicant.

2. The explanation offered is not acceptable. However, in the interest of justice, as the litigant should not suffer for the mistake of the advocate, application allowed in terms of prayer clause on condition that the advocate on record for the applicant shall pay costs personally to High Court Legal Services Committee quantified at Rs.1,000/- within one week from today, failing which application to stand dismissed for non-prosecution.

3. If cost is paid in time, restored proceedings

be listed in the following week thereafter.